

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-23686 of 2022

Date of Decision: 27th May, 2022

Gurmail Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Amritpal Singh Gill, Advocate for the petitioner.
Mr. Amit Mehta, Senior DAG, Punjab.

AVNEESH JHINGAN , J.(Oral)

This is a petition seeking anticipatory bail in FIR No. 7 dated 16.1.2022, under Sections 406, 420, 120-B IPC, registered at Police Station Adampur, District Jalandhar.

The petitioner was granted interim anticipatory bail by Additional Sessions Judge, Jalandhar as he was an attesting witness to an agreement to sell. However, later it revealed that the petitioner got transferred five marlas (according to learned counsel for the petitioner it was five kanals) of land in dispute in his name. The prayer for anticipatory bail was cancelled on the ground that the petitioner is not co-operating.

Learned counsel for the petitioner submits that the petitioner joined the investigation, duly co-operated and no recovery is to be made from him.

Learned counsel for the State on instructions is not in a position to dispute that no recovery is to be made and custody of the petitioner is not required.

Without commenting on the merits of the case, the petitioner is granted anticipatory bail subject to his joining investigation within a week. In the event of his arrest, the petitioner shall be released on bail subject to

his furnishing adequate bail bonds to the satisfaction of the Arresting Officer. He is directed to join the investigation as and when called for. He shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

The petition is allowed.

In case of failure of petitioner to join the investigation, the State would be at liberty to file an application for re-calling of this order.

(AVNEESH JHINGAN)
JUDGE

27th May, 2022
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Whether reasoned/speaking	Yes/No
Whether reportable	Yes/No